

# PRESS RELEASE

June 6, 2006

**RE: UNITED STATES v. DAVID M. GORBY**

United States Attorney Terrance P. Flynn announced today that David M. Gorby, 33, of Niagara Falls, New York, pled guilty today to producing child pornography.

Assistant U.S. Attorney Marie P. Grisanti said the defendant admitted to U.S. District Judge William M. Skretny that he had taken sexually explicit photographs of a nine-year old boy. Specifically, Gorby admitted in court that he took nude photographs of the boy, and photographs as he touched the boy's genitals and as he engaged in sex with the boy. Grisanti said that Gorby admitted to taking such photographs of the boy on approximately 30 occasions.

Gorby also admitted to having a collection of other child pornography that had been downloaded from the internet.

Grisanti said that this investigation began when the Niagara Falls Police Department was notified that a computer disk, that had originated from Gorby's home, contained images of a child being sexually abused.

Gorby faces a mandatory minimum sentence of fifteen years and a maximum

penalty of 30 years imprisonment, plus a \$250,000 fine. Grisanti noted that the U.S. Sentencing Guidelines in the case are 27 to 30 years imprisonment.

The guilty plea was the result of a joint investigation by the Niagara Falls Police Department, under the direction of Chief John Chella; the Niagara County Sheriff's Department, under the direction of Sheriff Thomas Beilein; and the Federal Bureau of Investigation, under the direction of Special Agent-in-Charge Laurie Bennett. Charges are also pending in Niagara County against Gorby for sexually abusing the minor.

Judge Skretny will impose sentence on October 30, 2006, at 9:00 a.m.

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